

JOURNAL OF THE SENATE

Tuesday, April 25, 1933

The Senate convened at 11:00 o'clock A. M. pursuant to adjournment on Monday, April 24, 1933.

The President in the Chair.

The roll was called and the following Senators answered to their names:

Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

A quorum present.

Prayer by the Chaplain.

The reading of the Journal was dispensed with.

The Journal of Monday, April 24, was corrected and as corrected was approved.

Senator Hilburn moved that the rules be waived and Senate Bill No. 105 be recalled from the Committee on County Organization and re-referred to the Committee on Judiciary "A".

Which was agreed to by a two-thirds vote.

And it was so ordered.

REPORTS OF COMMITTEES

Senator J. G. Black, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred:

Senate Bill No. 78:

A bill to be entitled An Act to give to soldiers, sailors and marines of the United States of America, in any war or the Southern Confederacy, or their unmarried widows, acreages in the State of Florida where such lands have reverted to the State for taxes under certain conditions and provisions; the method of selecting the land and conditions on which such lands shall be deeded to soldiers, sailors and marines, or their unmarried widows, and providing for living assistance to such entrymen and providing for and creating an agency to carry out the provisions of this Act.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

J. G. BLACK,

Chairman of Committee.

And Senate Bill No. 78, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator J. G. Black, Chairman of the Committee on Pensions, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Pensions, to whom was referred:

Senate Bill No. 80:

A bill to be entitled An Act to provide for the protection, welfare and relief of the aged persons in need, residents of the State of Florida; and providing for the administration thereof; and providing the way the income shall be derived to make effective this Act; and prescribing penalties for the violation thereof.

Have had the same under consideration, and report same without recommendation.

Very respectfully,

J. G. BLACK,

Chairman of Committee.

And Senate Bill No. 80, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator W. T. Gary, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

Senate Bill No. 265:

A bill to be entitled An Act to exempt real estate salesmen from securing and paying for occupational licenses.

Also—

Senate Bill No. 202:

A bill to be entitled An Act to amend Sections One and Three of Chapter 15659, Laws of Florida, Acts of 1931, entitled: "An Act relating to taxation, levying, and imposing an excise tax on gasoline and other like products of petroleum in addition to other taxes thereon; levying and imposing a license tax on every dealer in gasoline or any other like product of petroleum; providing for the report of sale of such commodities and the collection and payment of such taxes; creating special funds for the reception of such taxes; providing the purposes of such taxes, and for the deposit, appropriation and disposition of the proceeds derived from such taxes, and prescribing the duties of certain officials with reference thereto, and declaring certain roads to have been and to be built for State purposes and as being State undertakings; repealing Chapter 14575, Laws of Florida, Acts of 1929, relating to the subject of gasoline taxes; repealing Chapter 14573, Acts of 1929, relating to the subject of gasoline taxes, and raising special revenue for educational purposes, and all laws in conflict with this Act; providing for the enforcement of this Act and penalties for violation hereof."

Have had the same under consideration, and recommend that the same do not pass.

Very respectfully,

W. T. GARY,
Chairman of Committee.

And Senate Bills Nos. 265 and 202, contained in the above report, were placed on the table under the rule.

Senator W. T. Gary, Chairman of the Committee on Finance and Taxation, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Finance and Taxation, to whom was referred:

By Senator O. G. Shivers—

Senate Bill No. 282:

A bill to be entitled An Act prohibiting the delivery of gasoline or other motor vehicle fuel into storage tanks between certain hours; and providing a penalty therefor; and designating the enforcing agents for same.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

W. T. GARY,
Chairman of Committee.

And Senate Bill No. 282, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator S. L. Holland, Chairman of the Committee on Judiciary "B", submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Judiciary "B", to whom was referred:

Senate Bill No. 199:

A bill to be entitled An Act authorizing the Board of Commissioners of State institutions to have printed two hundred fifty additional copies of the bound Journals of the Legislature for sale at a price not below cost.

And—

Senate Bill No. 199:

A bill to be entitled An Act to amend Section 1984 of the Compiled General Laws of Florida, 1927, relating to the number of copies of statutes and disposition thereof.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

S. L. Holland,

Chairman of Committee.

And Senate Bills Nos. 198 and 199, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator W. C. Hodges, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 337:

A bill to be entitled An Act amending Section 1, of Chapter 13809, Laws of Florida, Acts of 1929, relating to the creation of the State Agricultural Marketing Board, defining its powers and duties and making appropriation therefor.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

Wm. C. Hodges,

Chairman of Committee.

And Senate Bill No. 337, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Wm. C. Hodges, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 352:

A bill to be entitled An Act empowering the return of certain moneys from the General Revenue Fund to the Permanent Building Fund of Florida State College for Women and authorizing the use of the same as if appropriated specifically therefor for this certain purpose.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

Wm. C. Hodges,

Chairman of Committee.

And Senate Bill No. 352, contained in the above report was placed on the Calendar of Bills on second reading.

Senator Wm. C. Hodges, Chairman of the Committee on Appropriations, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Appropriations, to whom was referred:

Senate Bill No. 351:

A bill to be entitled An Act to Amend Section 6 of Chapter 13578 Acts of 1929 entitled: "An Act to create a Florida State Commission for the blind to prepare and maintain a register of those adult blind persons living in the State for some time previous; to set up a bureau of information and industrial aid for the blind; to assist other agencies in developing home industries; to aid in furnishing books, materials, and tools for rehabilitation for the blind; to devise means of helping them; to adopt such measures as may be deemed expedient

for the prevention and cure of blindness; to provide for an annual report of the commission for the blind in connection herewith; and to make an appropriation for the carrying out of the provisions of the Act."

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

Wm. C. Hodges,

Chairman of Committee.

And Senate Bill No. 351, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator Gomez, Chairman of the Committee on Public Utilities, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Public Utilities, to whom was referred:

Senate Bill No. 196:

Entitled An Act to amend Section 4617 of the Revised General Statutes of 1920, as amended by Chapter 9308, Acts of 1923, the same being Section 6702 of the Compiled General Laws of 1927, entitled: "Definition of the Term 'Common Carrier'."

With the following committee amendment:

In Section 1, Sub-Section 3, after the word "vessels," insert the following: "Not exceeding five thousand pounds burden."

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

Arthur Gomez,

By E. W., Secy.

Chairman of Committee.

And Senate Bill No. 196, contained in the above report, was placed on the Calendar of Bills on second reading.

Senator J. B. Stewart, Chairman of the Committee on Judiciary "A", submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Judiciary "A", to whom was referred:

Senate Bill No. 52:

A bill to be entitled An Act to prohibit the possession of a machine gun by any person except military and civil officers, and agents of common carriers in the State of Florida, and providing a penalty for violation of this Act.

And—

Senate Bill No. 61:

A bill to be entitled An Act to repeal Section 13 of Chapter 14572, Laws of Florida, Acts of 1929, as amended by Chapter 15053, Laws of Florida, Acts of 1931; to repeal Sections 14 and 15 of Chapter 14572, Laws of Florida, Acts of 1929, all relating to foreclosure in equity of tax certificates and tax deeds.

And—

Senate Bill No. 299:

A bill to be entitled An Act relating to vacancies in the office of additional Circuit Judges authorized by the Laws of the State of Florida in accordance with Article V, Section 43 of the Constitution of the State of Florida, and the duties of the Governor in relation thereto.

And—

House Bill No. 209:

A bill to be entitled An Act relating to the deposit of moneys paid into the several courts of this State, and the withdrawal thereof.

And—

House Bill No. 199:

A bill to be entitled An Act to amend Section 2806 of the Revised General Statutes of 1920, Section 4493, Compiled General Laws of 1927, relating to interest upon judgments and decrees.

Have had the same under consideration, and recommend that the same do pass.

Very respectfully,

J. B. Stewart,

Chairman of Committee.

And Senate Bills Nos 52, 61, 299, and House Bills Nos. 209, and 199, contained in the above report, were placed on the Calendar of Bills on second reading.

Senator J. B. Stewart, Chairman of the Committee on Judiciary "A", submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Judiciary "A", to whom was referred:

Senate Bill No. 297:

A bill to be entitled An Act prescribing and fixing the maximum amount that may be charged for mileage and for subsistence by all State officers and State employees traveling on State business, and requiring the State Comptroller to prepare forms for transportation request and for rendering traveling expense statements.

Committee Amendments Suggested:

Amendment No. 1—

At the end of Title add, "and excepting the National Guard from the operation of this Act."

Amendment No. 2—

At the end of Section One, add the following: "Provided, nothing in this Act shall apply to the National Guards when called out by the Governor."

Have had the same under consideration, and recommend that the same, with amendments thereto, do pass.

Very respectfully,

J. B. Stewart,

Chairman of Committee.

And Senate Bill No. 297, contained in the above report, together with committee amendments, was placed on the calendar of Bills on second reading.

REPORT OF COMMITTEE ON ENGROSSED BILLS

Senator Turner, Chairman of the Committee on Engrossed Bills submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 24, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Engrossed Bills, to who was referred (with amendments) after third reading passed as amended.

Senate Joint Committee Substitute for House Bill No. 265:

A bill to be entitled An Act regulating and controlling the manufacture, transportation and sale of malt and vinous beverages commonly known as beer, porter, ale or wine and such similar beverages as are not prohibited by the Laws of this State; designating the Comptroller of the State of Florida, as a supervisor to supervise the business of persons, associations of persons, or corporations engaged in such business and prescribing the powers and duties of said supervisor; prescribing a tax to be levied and assessed upon all such beverages manufactured or sold within this State and prescribing the method of assessing and collecting said tax and the distribution thereof; prescribing license fees and the collection and distribution thereof, and prescribing penalties for the violation of the provisions of this Act, and providing for referendums.

Amendments:

In Section 9, line 4, (typewritten bill) strike out the words: "Public Free School Fund," and insert in lieu thereof the following: "General Revenue Fund."

At the end of Section 14, change the period to a semicolon and insert the following: That the sale of any malt or vinous beverages commonly known as beer, porter, ale or wine, as are not prohibited by the laws of this State, shall not be sold within one hundred yards of any Public School, or one hundred feet of any church or house of Public Worship; and provided further that same shall not be sold during the time of Eleven A. M. until 12:30 P. M. on Sunday within one hundred yards of any church or house of public worship during the designated hours.

Strike out the words "2 Inspectors" wherever they appear and insert in lieu thereof the following: not less than 2 nor

more than 5 inspectors as may be deemed necessary from time to time by the Comptroller.

Have carefully examined same, and find same correctly engrossed and return same herewith.

Very respectfully,

J. W. Turner,

Chairman of Committee.

And Senate Joint Committee Substitute for House Bill No. 265, contained in the above report, was ordered to be certified to the House of Representatives.

REPORT OF COMMITTEES

Senator J. B. Stewart, Chairman of the Committee on Judiciary "A", submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Committee on Judiciary "A", to whom was referred:

Senate Bill No. 232:

A bill to be entitled An Act dividing the State of Florida into eighteen Judicial Circuits and providing Circuit Judges and State Attorneys therefor and the manner of their appointment and confirmation.

Have had the same under consideration and recommend that the same be referred to a Special Committee when appointed.

Very respectfully,

J. B. Stewart,

Chairman of Committee.

Senator Stewart moved that the rules be waived and Senate Bill No. 232, contained in the above report, be re-referred to the Special Joint Committee on Judicial Re-Circuiting.

Which was agreed to by a two-thirds vote.

And it was so ordered.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator S. W. Anderson, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,

Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 438:

An Act providing that all moneys due and to be apportioned to Counties of the State of Florida for the year ending 1933, having a population of not less than ten thousand five hundred seventy (10,570), and not more than ten thousand five hundred eighty (10,580), under Chapter 14832, Acts of 1931, shall be paid direct to the Board of Public Instruction of said respective Counties, to take care of certain outstanding indebtedness.

Also—

House Bill No. 431:

An Act to prohibit and make it unlawful for live stock to run or roam at large within the territorial limits of Martin County, in the State of Florida; to provide for the enforcement of this Act and for the impounding and sale of live stock running or roaming at large in said County, and providing that persons damaged by such live stock running or roaming at large may recover damages and costs therefor, and providing penalties for the violation of the provisions of this Act.

Also—

House Bill No. 433:

An Act to repeal Chapter 12086 of the Laws of Florida, 1927, and to abolish the Martin Drainage District of Martin County, Florida, and to provide for the payment of its debts.

Also—

House Bill No. 420:

An Act to amend Sections 4, 6 and 8, and to repeal Section 5-a of Chapter 11870 of the Laws of Florida, Acts of 1927, being an Act entitled: "An Act to establish Caloosahatchee Improvement District in this State and define its boundaries; to create a Board of Commissioners for said District and to

define its powers; authorizing the improvement of the Caloosahatchee River and other natural waterways, the construction of canals, dikes, drains, reservoirs and other works for the reclamation, improvement and benefit of the lands and other property embraced in said District and to levy assessments of taxes upon the lands and other property embraced in said District and to provide for the collection of the same, and to enforce the collection of such assessments; and to authorize the Board of Commissioners of said District to borrow money and to issue bonds and dispose of the same to procure money to carry out the provisions of this Act; to prevent injury to any works constructed under this Act and to provide a penalty for violating such provision."

And providing for winding up of the affairs of the Caloosahatchee Improvement District; providing a means for retiring and discharging the existing obligations of Caloosahatchee Improvement District and creating a Board of Trustees of Caloosahatchee Improvement District to wind up the affairs thereof, and to provide for the collection of omitted or subsequent taxes on land sold for non-payment.

Also—

House Bill No. 432:

An Act making it unlawful to fish, or cause to be fished, or use, or cause to be used, any drag nets, haul seines, gill nets, or other nets, except common cast nets used for the purpose of catching bait, in that part of Martin County, Florida, located within the territory bounded by a circle four miles in diameter, the center of which circle is located in the middle of the St. Lucie Inlet, which center point lies due north of Chandler's Point and also at a point where the perimeter of said circle intersects the east shore of the St. Lucie River and the southwest corner of Sewall's Point shore at this point; thence meander the west shore of said Sewall's Point northerly, to a point that is north sixty-six degrees east of Willoughby point; thence run south sixty-six degrees east, crossing the St. Lucie River to Willoughby Point, on the west shore of the St. Lucie River, Town of Port Sewall, Martin County, Florida; thence meander southerly along the west shore of the St. Lucie River to its intersection with the north line of the terminal fill of the St. Lucie Inlet District; thence run easterly along the north line of said terminal fill to its intersection with the perimeter of the four mile diameter circle, at which point is the closing of the traverse; and/or to fish, or cause to be fished, or use, or cause to be used, such seines and nets in that part of the south fork on the St. Lucie River lying south of Palm City Bridge, and/or in any creeks emptying into the north or south fork of the St. Lucie River in Martin County, Florida; and/or to fish, or cause to be fished, or use, or cause to be used, such seines and nets in any waters located in Martin County, Florida, within the territory beginning at the center of the west end of the drawbridge crossing the waters of Hobe Sound to Jupiter Island; thence run southerly along the west shore of said waters of Hobe Sound, also known as Indian Narrows and Jupiter River, to the South Line of Martin County, Florida; thence run due east across the waters of Hobe Sound, also known as Indian Narrows and Jupiter River, along the said south line of Martin County to the east shore of said waters which is the west shore of Jupiter Island; thence meander northerly to the east shore of said Hobe Sound, also known as Indian Narrows and Jupiter River, to the center of the east end of the drawbridge, thence run south sixty-six degrees west along the center line of said drawbridge to its westerly end, the point or place of beginning; providing that certain prohibited area be defined with posts, signs or markers by the Board of County Commissioners, but a failure to do so shall be no excuse or defense to any prosecution hereunder; making it unlawful to dump foul or refuse fish so as to cause a nuisance; making it lawful to fish, or cause to be fished in salt waters of Martin County by use of haul seines, drag nets or gill nets, excepting waters prohibited by this Act; regulating the size of mesh and length of such seines and nets, and providing penalty for violation of any of the provisions of this Act, and limiting the duration of this Act.

Also—

House Bill No. 523:

An Act to repeal Chapter 15733, Laws of Florida, Acts of 1931, entitled: "An Act providing for the compensation of County Tax Assessors, County Tax Collectors, County Judges and Clerks of Circuit Courts in all Counties of the State of Florida having a population of more than 23,150 and less than 23,165, according to the last State or Federal Census; providing that all fees collected by or paid to such officers

be paid into a Special Fund to be known as County officer's Fund and for all such officers to be compensated from such fund; and providing for the budgeting of the expense of all such offices and the duties of the Board of County Commissioners in such Counties."

Also—

House Bill No. 402:

An Act to provide for the apportionment, distribution and use of the moneys received by Dixie County, Florida, under the provisions of Chapter 14832, Laws of Florida, Acts of 1931, or any amendment or amendments thereto or other laws providing for revenue from licensed race tracks in this State, and providing that said moneys shall be paid by the State Treasurer on warrant drawn by the Comptroller to the Board of Public Instruction of Dixie County, Florida, and used exclusively by said Board of Public Instruction to pay certain bonded indebtedness outstanding against said Board of Public Instruction.

Also—

House Bill No. 405:

An Act to amend Chapter 15661, Laws of Florida of 1931, the same being: "An Act to authorize the Board of County Commissioners of Counties having a population of not less than 4000 and not more than 4200, according to the Federal Census of the year 1930, to employ some individual or attorney at law, resident in that County to collect delinquent taxes on personal property, by suit or otherwise, and providing that suit may be brought in the name of the State of Florida for the collection of said taxes, and to authorize the said Board of County Commissioners to make adjustments and/or compromise the amount found to be due for such personal taxes for the year 1930 and/or prior years, and providing for the disposal of funds collected."

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. W. Anderson,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator S. W. Anderson, Chairman of the Joint Committee on Enrolled Bills on the part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,

President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

Senate Bill No. 206:

An Act requiring the City of Bushnell, Florida, to accept bonds or other indebtedness of said City, whether matured or unmatured, and/or matured interest bond coupons of said City in payment of any General or Special Assessments made by said City prior to the year 1933, and in payment of any taxes levied or assessed by said City prior to the year 1933.

Also—

Senate Bill No. 208:

An Act requiring the City of Webster, Florida, to accept bonds or other indebtedness of said City, whether matured or unmatured, and/or matured interest bond coupons of said City in payment of any General and Special Assessments made by said City prior to the year 1933, and in payment of any taxes levied or assessed by said City prior to the year 1933.

Also—

Senate Bill No. 209:

An Act requiring the City of Center Hill, Florida, to accept bonds or other indebtedness of said City, whether matured or unmatured, and/or matured interest bond coupons of said City in payment of any General or Special Assessments made by said City prior to the year 1933, and in payment of any taxes levied or assessed by said City prior to the year 1933.

Also—

Senate Bill No. 50:

An Act relating to the rate of wages for laborers and mechanics employed on public buildings of the State of Florida by contractors and sub-contractors, and for other purposes.

Also—

Senate Bill No. 165:

An Act to repeal Chapter 15274 (No. 636) approved May 21st, 1931, same being an Act to provide for the nomination of members of the Board of County Commissioners and of the Board of Public Instruction of Jefferson County, Florida, by voters of the County at large and not by districts.

Also—

Senate Bill No. 272:

An Act providing for appointment and authorizing the County Commissioners to fix the compensation of a probation officer in and for St. Johns County, Florida.

Also—

Senate Bill No. 260:

An Act permitting the County Board of Public Instruction for Polk County to invest and reinvest sinking fund collected for the retirement of any bonds of any special Tax School District in Polk County in United States Government bonds or United States Government Certificates of indebtedness.

Also—

Senate Bill No. 255:

An Act providing for the time when City taxes for the City of New Smyrna, Florida, for the year A. D., 1932, shall become delinquent, and extending and enlarging the time for payment thereof.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. W. Anderson,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

Senator S. W. Anderson, Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate, submitted the following report:

Senate Chamber,
Tallahassee, Fla., April 21, 1933.

Hon. T. G. Futch,

President of the Senate.

Sir:

Your Joint Committee on Enrolled Bills, to whom was referred:

House Bill No. 257:

An Act relating to the compensation of the Clerk of the Criminal Court of Record now or hereafter established in all Counties of the State of Florida having a population of more than 155,000 according to the last or any future official census, Federal or State.

Also—

House Bill No. 259:

An Act relating to the compensation of the Clerk of the Circuit Court for services performed in suits or proceedings before the Circuit Court in all Counties of the State of Florida having a population of more than 155,000 according to the last or any future official Federal or State Census.

Beg leave to report that the same have this day been presented to the Governor for his approval.

Very respectfully,

S. W. Anderson,

Chairman of the Joint Committee on Enrolled Bills on the Part of the Senate.

INTRODUCTION OF BILLS AND JOINT RESOLUTIONS

By Senator Andrews (By request)—

Senate Bill No. 363:

A bill to be entitled An Act to amend Section 3204 of Chapter IV of the Compiled General Laws of Florida, 1927, relating to the misbranding of food, by adding a new sub-section under the application of "Misbranded" in the case of food.

Which was read the first time by its title only and referred to the Committee on Public Health.

By Senator Shivers—

Senate Bill No. 364:

A bill to be entitled An Act requiring pedestrians to walk on the left hand side of the highway.

Which was read the first time by its title only and referred to the Committee on Judiciary "A".

By Senator Watson—

Senate Bill No. 365:

A bill to be entitled An Act providing that in mandamus

actions brought in the name of the State upon the relation of any party, such party shall be liable for costs, losses, damages and expenses in case he shall not prevail and shall give bond satisfactory to the Court conditioned to pay such costs, losses, damages and expenses before the Court can be required to issue the writ.

Which was read the first time by its title only and referred to the Committee on Judiciary "B".

By Senator Watson—

Senate Bill No. 366:

A bill to be entitled An Act to amend the Charter of the City of Hialeah, Florida.

Which was read the first time by its title only.

Senator Watson moved that the rules be waived and Senate Bill No. 366 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 366 was read a second time by title only.

Senator Watson moved that the rules be further waived and Senate Bill No. 366 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 366 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker.—37.

Nays—None.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Butler moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 164 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 164:

A bill to be entitled An Act extending the franchise of Florida Ferry Company to include the construction, maintenance and operation of a toll bridge across the St. Johns River at Jacksonville, Florida, with approaches thereto and granting a franchise therefor; prescribing general specifications for such toll bridge, treating of the cost and operation thereof and incumbrances and securities thereon, and regulating the tolls to be collected on said bridge; providing for the application of tolls so collected and recapture, purchase or acquisition of such toll bridge and franchise by the County of Duval; granting the right of eminent domain; appropriating public rights and rights of the City of Jacksonville; relating to prescribing and continuing toll charges on the present St. Johns River bridge; and forbidding other bridges, ferries, tunnels, or highways within prescribed limits; and providing for a general referendum to the qualified freeholders of Duval County, Florida for approval or disapproval of such franchise.

Was taken up out of its order.

Senator Butler moved that the rules be waived and Senate Bill No. 164 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 164 was read a second time by title only.

Senator Butler offered the following amendment to Senate Bill No. 164:

In Section 8, line 2, strike out the words "on payment prior to maturity."

Senator Butler moved the adoption of the amendment.

Which was agreed to.

And the amendment was adopted.

Senator Butler moved that the rules be further waived and Senate Bill No. 164, as amended, be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 164, as amended, was read a third time in full.

Upon the passage of the bill, as amended, the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Black, Butler, Caro, Clarke, Dell, English, Gary, Getzen, Gomez, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, Murphy, Parker, Shelley, Shivers, Sikes, Stewart, Turner, Whitaker.—26.

Nays—Senators Bass, MacWilliams, Parrish, Raulerson, Rose, Watson.—6.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Sikes moved that a committee of three be appointed to escort Honorable John S. Taylor, former Senator from the 11th Senatorial District, and a past President of the Body, to the rostrum of the Senate.

Which was agreed to.

And the Chair appointed Senators Sikes, MacWilliams and Shivers as the Committee.

Senator Butler moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 174 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 174:

A bill to be entitled An Act with reference to the St. Johns River Bridge in Duval County, Florida, with reference to the retention of tolls thereon; ordering the St. Johns River Bridge Bond Trustees to use the proceeds of the tolls of the St. Johns River Bridge in Duval County, Florida, for the operation, maintenance and repair of the said bridge and for the purchase and retirement by said Trustees of any outstanding St. Johns River Bridge Bonds; and for the purchase of outstanding bonds for Duval County, Florida, with certain stated moneys; ordering and directing the Trustees of the St. Johns River Bridge Bonds to cancel certain outstanding Duval County Bonds now in their possession and ordering and instructing said Trustees to assign and transfer into the Sinking Fund of certain Duval County, Florida, bond issues administered by the Board of Administration of the State of Florida, other outstanding Duval County, Florida, bonds, now in their possession; authorizing and directing the Trustees of the St. Johns River Bridge bonds to cancel and surrender to the proper authorities all bonds hereinafter purchased out of funds hereinafter coming into their hands; and making any and all other proper provisions in connection with each and all of the foregoing.

Was taken up out of its order and read a second time in full.

Senator Butler moved that the rules be further waived and Senate Bill No. 174 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 174 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Andrews, Bass, Black, Butler, Caro, Clarke, Dell, English, Gary, Getzen, Gomez, Hodges, Holland, Larson, Lewis, Lundy, Murphy, Parker, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Whitaker.—26.

Nays—Senators Beacham, MacWilliams, Parrish, Raulerson, Watson.—5.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Holland moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 198 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 198:

A bill to be entitled An Act authorizing the Board of Commissioners of State Institutions to have printed two hundred fifty additional copies of the Bound Journals of the Legislature for sale at a price not below cost.

Was taken up out of its order and read a second time in full.

Senator Holland moved that the rules be further waived and Senate Bill No. 198 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 198 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lundy, Mann, Murphy, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Turner.—29.

Nays—None.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Senator Holland moved that the rules be waived and the Senate do now take up the consideration of Senate Bill No. 199 out of its order.

Which was agreed to by a two-thirds vote.

And—

Senate Bill No. 199:

A bill to be entitled An Act to amend Section 1984 of the Compiled General Laws of Florida, 1927, relating to the number of copies of Statutes and disposition thereof.

Was taken up out of its order and read a second time in full.

Senator Holland moved that the rules be further waived and Senate Bill No. 199 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And Senate Bill No. 199 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lundy, MacWilliams, Mann, Murphy, Parker, Raulerson, Rose, Shelley, Shivers, Sikes, Turner, Whitaker.—31.

Nays—None.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

The following communications from the Governor were received:

STATE OF FLORIDA
EXECUTIVE DEPARTMENT

TALLAHASSEE

April 21, 1933

Honorable T. G. Futch,
President of the Senate.
Tallahassee, Florida.

Sir:

I have the honor to inform you that I have today approved the following Act which originated in your Honorable Body and have caused the same to be filed in the office of the Secretary of State.

Senate Bill No. 124 relating to Bank Conservator.

Respectfully submitted,

DAVE SHOLTZ,
Governor.

STATE OF FLORIDA
EXECUTIVE DEPARTMENT

TALLAHASSEE

April 25, 1933

Honorable T. G. Futch,
President of the Senate.
Tallahassee, Florida.

Sir:

I have the honor to inform you that I have today approved the following Act which originated in your Honorable Body and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 223, relating to Race Track Funds.

Respectfully submitted,

DAVE SHOLTZ,
Governor.

STATE OF FLORIDA
EXECUTIVE DEPARTMENT

TALLAHASSEE

April 25, 1933

Honorable T. G. Futch,
President of the Senate.
Tallahassee, Florida.

Sir:

I have the honor to inform you that I have today approved the following Acts which originated in your Honorable Body and have caused the same to be filed in the office of the Secretary of State:

Senate Bill No. 161 relating to Coleman.

Senate Bill No. 162 relating to Wildwood.

Respectfully submitted,

DAVE SHOLTZ,
Governor.

MESSAGES FROM THE HOUSE OF REPRESENTATIVES

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed, with amendments:

By Senator Watson—
Senate Bill No. 276:

A bill to be entitled An Act to amend Chapter 10847 of the Laws of Florida approved May 9, 1925, entitled: "An Act to amend and re-enact the Charter of the City of Miami, in the County of Dade, and to fix the boundaries and provide for the government, powers and privileges of said City and means for exercising the same; and to authorize the imposition of penalties for the violation of ordinances; and to ratify certain acts and proceedings of the Commission and of the officers of the City," as amended by subsequent legislation, by conferring additional powers upon the City of Miami.

Which amendments read as follows:

(1.) In Section 1, strike out sub-section 3 (6) and insert the following: The City of Miami shall have the power to borrow money for the erection, construction and furnishing of public buildings, including especially hospitals, City office buildings, City halls and other Municipal structures. It shall also have full power and lawful authority to borrow money for the purpose of building additions to public buildings now owned by the City of Miami, including especially additions to hospitals now owned and controlled by said City. It shall have full power and lawful authority to execute notes and other evidences of indebtedness, and to secure the same by a mortgage upon said buildings so erected or to be erected, and the land upon which the buildings shall be constructed. It shall have full power and lawful authority to pledge and hypothecate the net revenue after the payment of all operating expenses and fixed charges, including interest on such debt so created, and all other debt created in the construction of such buildings; derived from such buildings and the land upon which they stand for the purpose of securing any and all moneys borrowed to be used in such construction. It shall have full power to issue certificates of indebtedness secured by the net receipts from the use of rental of the buildings or additions to present existing buildings erected or to be erected for public purposes, including especially the said net income or said net revenues from hospitals and any and all additions which may be constructed to hospitals now owned by the City. But no tax shall ever be levied, nor moneys taken or diverted from the general funds of the City for the payment of such indebtedness created under this Section.

(2.) In Section 1, strike out sub-section 3 (7) and insert the following: The City of Miami shall have power to borrow money for the purpose of providing an adequate waterworks system, including new water lines and/or for the purpose of repairing, improving and extending the present waterworks system of the City of Miami. It shall have full power and lawful authority to issue promissory notes and certificates of indebtedness, and to secure same by an assignment of all net rentals and net revenues; after the payment of all operating expenses and fixed charges, including interest on such debt so created, and all debt created for the construction of such works; derived from said waterworks system or any portion thereof, until moneys so borrowed shall have been fully paid. It shall also have full power and lawful authority to mortgage its entire waterworks system or any portion thereof, for the purpose of raising sufficient money to make necessary repairs to said system or any part thereof, and may, in addition thereto, pledge all said net revenue derived from said system, until said money shall have been fully repaid. But no taxes shall ever be levied, nor moneys taken or diverted from the general funds of the City for the payment of such indebtedness created under this Section.

(3.) In Section 1, strike out sub-section 3 (8) and insert the following: The City of Miami shall have full power and lawful authority to borrow money for the purpose of constructing, purchasing, hiring, maintaining, operating or leasing local public utilities, including street railways, electric light lines, and equipment necessary for supplying the City and its inhabitants with transportation, illumination, power, water and ice; also for the purpose of furnishing gas for heating and illuminating purposes. It shall have full right and lawful authority to mortgage the public utilities so constructed, purchased, hired, maintained and operated by said City, to issue promissory notes and/or certificates of indebtedness evidencing the existence of the indebtedness created by the borrowing of said money; to pledge and hypothecate the net

revenue; after the payment of all operating expenses and fixed charges, including interest on such debt so created and all other debt created for the construction of such works; derived from the operation of such public utilities so constructed or purchased, including said net revenue derived from such street railway, electric light plant, telephone and telegraph system, and water, ice and gas plants; the pledging and assigning of such net income and/or such net revenue to remain in full force and effect until the moneys so borrowed shall have been fully repaid. But no tax shall ever be levied, nor moneys taken or diverted from the general funds of the City for the payment of such indebtedness created under this Section.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

Senate Bill No. 276, contained in the above Message, was read by its title, together with House Amendments thereto.

Senator Watson moved that the Senate do concur in House Amendment No. 1 to Senate Bill No. 276, contained in the above Message.

Which was agreed to.

And the Senate concurred in House Amendment No. 1 to Senate Bill No. 276.

Senator Watson moved that the Senate do concur in House Amendment No. 2 to Senate Bill No. 276, contained in the above Message.

Which was agreed to.

And the Senate concurred in House Amendment No. 2 to Senate Bill No. 276.

Senator Watson moved that the Senate do concur in House Amendment No. 3 to Senate Bill No. 276, contained in the above Message.

Which was agreed to.

And the Senate concurred in House Amendment No. 3 to Senate Bill No. 276.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 24, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by Constitutional three-fifths vote of all members elected to House of Representatives for 1933 session of the Florida Legislature:

By Messrs. Herrin and Boynton of Gadsden, Sims of Highlands, Brown of Dade, Lanier of Madison, Rawls of Alachua, Ezell and Hubbell of Manatee, Ward of Orange, Wynn of Jackson and Stewart of Volusia—

House Joint Resolution No. 328:

Proposing an Amendment to Section 6 of Article 8 of the Constitution of the State of Florida, relating to the election of county officers.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That the following amendment to Section 6 of Article 8 of the Constitution of the State of Florida relating to the election of county officers be, and the same is hereby agreed to, and shall be submitted to the electors of the State of Florida at the general election to be held on the first Tuesday after the first Monday in November, A. D. 1934, for ratification or rejection, that is to say, that Section 6 of Article 8 of the Constitution of the State of Florida be amended so as to read as follows:

Section 6. The Legislature shall provide for the election by the qualified electors in each county of the following county officers: A Clerk of the Circuit Court, a Sheriff, an officer to be known as Assessor and Collector of Taxes, a Superintendent of Public Instruction, and a County Surveyor. The term of office of all county officers mentioned in this section shall be for four years. Their powers, duties and compensation shall be prescribed by law. The Legislature shall provide by law for the care and custody of all county funds and shall provide the methods of reporting and paying out of such funds.

Provided, that all County Assessors of Taxes and Tax Collectors elected in the general election held in 1932 shall hold office for the term elected.

Also—
Has passed by Constitutional three-fifths vote of all members elected to the House of Representatives for 1933 session of the Florida Legislature:

Committee substitute for House Joint Resolutions Nos. 60, 134, 138 and 174.

A Joint Resolution proposing an amendment to Article 5 of the Constitution of the State of Florida, providing that the Legislature may by law abolish the offices of constable and Justice of the Peace in any of the several Districts and Counties of the State of Florida, fix their territorial jurisdiction and limit their number.

Be it resolved by the Legislature of the State of Florida:
That the following amendment to Article V of the Constitution of the State of Florida, to be known as Section 45 of said Article, be, and the same is hereby agreed to and shall be submitted to the qualified electors of the State of Florida, for ratification or rejection, at the general election to be held on the first Tuesday after the first Monday in November, A. D., 1934;

Section 45. That the Legislature of the State of Florida may by law abolish the offices of Constable and Justice of the Peace in any of the several districts and Counties of the State of Florida, fix their territorial jurisdiction, which may embrace all or any portion of any County, and prescribe the number not to exceed two of each said officers in any County.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Joint Resolution No. 328, contained in the above Message, was read the first time in full.

Senator Getzen moved that House Joint Resolution No. 328, contained in the above Message, be referred to the Calendar of Bills on second reading without reference.

Which was agreed to.

And it was so ordered.

Committee Substitute for House Joint Resolutions Nos. 60, 134, 138, and 174, contained in the above Message, was read the first time in full and referred to the Committee on Constitutional Amendments.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 24, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Robineau, of Dade—

House Bill No. 606:

A bill to be entitled An Act apportioning the moneys received from the State Treasurer by the County Commissioners of the several Counties of the State of Florida having a population of not less than one hundred forty thousand (140,000) and not more than one hundred fifty thousand (150,000) according to the last State of Federal census which said moneys have been received from the State Treasurer under and by virtue of Chapter 14832 of the Laws of Florida 1931 providing for a State Racing Commission and providing for licensing and taxing such racing and apportioning the moneys derived therefrom among the several counties, etc., to provide that said moneys so received by said County Commissioners shall be paid over to the County School Board for public school purposes.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bill No. 606, contained in the above Message, was read the first time by its title only and placed on the Calendar of Local Bills on second reading.

Also—

The following Message from the House of Representatives was received and read:
13—S. B.

Tallahassee, Fla. April 24, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Auvil of Pasco—

House Bill No. 40:

A bill to be entitled An Act to amend Section 770 of the Revised General Statutes of Florida, being the same as Section 985 of the Compiled General Laws of Florida, 1927, entitled, "Lands sold may be redeemed," by providing for the disposition of moneys received by the clerk for the redemption of tax sale certificates held by individuals when such money is not paid to or claimed by the holder of the tax sale certificate.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bill No. 40, contained in the above Message, was read the first time by its title only and referred to the Committee on Finance and Taxation.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 24, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed by the Constitutional three-fifths vote of all members elected to the House of Representatives in the regular 1933 session:

By Messrs. Robineau and Brown, of Dade, Frost, of Duval, and Lewis, of Palm Beach—

House Joint Resolution No. 83:

A Joint Resolution proposing the amendment of Article 19 of the Constitution of Florida, relating to Prohibition.

BE IT RESOLVED BY THE LEGISLATURE OF THE STATE OF FLORIDA:

That Article 19 of the Constitution of the State of Florida be, and the same is hereby amended so as to read as follows:

Article XIX, Section 1: The Board of County Commissioners of each County in the State, not oftener than once in every two years, upon the application of one-fourth of the registered voters of any County, shall call and provide for an election in the County in which application is made, to decide whether the sale of intoxicating liquors, wines or beer shall be prohibited therein, the question to be determined by a majority of those voting at the election called under this Section, which election shall be conducted in the manner prescribed by law for holding general elections. Elections under this Section shall be held within sixty days from the time of presenting said application, but if any such election should thereby take place within sixty days of any State or National election, or primary, it shall be held within sixty days after such State or National election, or primary.

Section 2: The Legislature shall provide by general or special or local legislation laws to carry out and enforce the provision of this Article. All laws relating to intoxicating liquors, wines and beer which were in effect on December 31, 1918, unless changed by the Legislature by laws expressly made; effective concurrently with this Amendment, shall as so changed become effective with this Article and shall so remain until thereafter changed by the Legislature. The power of the Legislature to provide necessary laws to carry out and enforce this Article shall include the right to provide for manufacture or sale by private individuals, firms and corporations or by the State or by Counties, Cities or political subdivisions, or by any governmental commission or agency to be created for that purpose.

Section 3: Until changed by elections called under this Article, the status of all territory in the State of Florida as to whether the sale is permitted or prohibited shall be the same as it was on December 31, 1918, provided that at the General Election in 1934 or at any time within two years after this Article becomes effective the Board of County Commissioners of any County shall, upon the application of five per cent. of the registered voters of the County, call and provide for an election to decide whether the sale shall be pro-

hibited in such County, said election to be otherwise as provided in Article I hereof.

Section 4: This Article shall become effective immediately upon its adoption and the repeal of Article XVIII of the amendments to the Constitution of the United States of America.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Joint Resolution No. 83, contained in the above Message, was read the first time in full.

Senator Whitaker moved that the rules be waived and House Joint Resolution No. 83 be read a second time in full.

Which was agreed to by a two-thirds vote.

And House Joint Resolution No. 83 was read a second time in full.

Senator Whitaker moved that the rules be further waived and House Joint Resolution No. 83 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Joint Resolution No. 83 was read a third time in full.

Upon the passage of the Resolution the roll was called and the vote was:

Yeas—Senators Beacham, Butler, Caro, Chowning, Clarke, Dell, English, Getzen, Gomez, Harrison, Hilburn, Hodges, Larson, Lewis, Lundy, MacWilliams, Mann, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker.—28.

Nays—Senators Anderson, Bass, Black, Gary, Gillis, Holland.—6.

So House Joint Resolution No. 83 passed by the required Constitutional three-fifths vote of all members elected to the Senate for the 1933 session of the Florida Legislature, and the action of the Senate was ordered to be certified to the House of Representatives.

EXPLANATION OF VOTE

I shall oppose the ratification of this amendment at the polls: but I am willing to submit it to the people and give them a chance to express themselves, and settle it. I therefore vote "yes."

S. J. HILBURN, 26th District.

The following was received and announced:

"Senator Andrews and Senator Futch are paired. If Senator Futch was present he would vote "no" and Senator Andrews would vote "yes."

Senator Parker moved that the rules be waived and Senate Bills Nos. 116 and 117 be recalled from the Committee on Public Roads and Highways and re-referred to the Committee on Motor Vehicles.

Which was agreed to by a two-thirds vote.

And it was so ordered.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Laney, of Washington—

House Bill No. 603:

A bill to be entitled An Act requiring the registration of the electors of Washington County, Florida, in a new set of Registration Books before being qualified to vote in any general, special or primary election to be held in said County after May 1, 1934; and providing for the furnishing of said books to the Supervisor of Registration of said County; and providing that said books shall be the legal Registration Books of said County; and providing the times, places and manner of such registration; and providing that all electors once registered in said new Primary Books shall thereafter be deemed duly registered for all Primary Elections, and that all electors once registered in said New General Election Books shall thereafter be deemed to be duly registered for all General and Special Elections, so long as they reside in the Election Precinct in which they so register and their names shall be

carried upon such books as electors duly registered for such elections; and providing for the compensation of Registration Officers for services under this Act.

Proof of Publication attached to bill.

Also—

By Mr. Scofield, of Citrus—

House Bill No. 565:

A bill to be entitled An Act authorizing, directing and empowering Boards of County Commissioners in all Counties of the State of Florida whose total assessed valuation is not less than \$2,055,810 and not more than \$2,055,850 in 1932 and having a total population of not less than 5,374 or not more than 5,380 according to the 1925 census and whose area is not more than 396,800 acres, to compromise the settlement of all outstanding tax certificates held by the State Treasurer in so far as same relates to County Taxes and providing for the manner and method of such settlement.

Also—

By Mr. Scofield, of Citrus—

House Bill No. 566:

A bill to be entitled An Act to cancel all outstanding tax certificates issued and held by the City of Lecanto, Citrus County, Florida, to ratify and confirm; to cancel all outstanding indebtedness of said City of Lecanto.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives

House Bill No. 603, contained in the above Message, was read the first time by its title only.

Senator Shivers moved that the rules be waived and House Bill No. 603 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 603 was read a second time by title only.

Senator Shivers moved that the rules be further waived and House Bill No. 603 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 603 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker.—37.

Nays—None.

So the bill passed title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bills Nos. 565 and 566, contained in the above Message, were read the first time by their titles only and placed on the Calendar of Local Bills on second reading.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Butt, of Brevard—

House Bill No. 569:

A bill to be entitled An Act relating to the City of Cocoa, and to amend the Act creating the City of Cocoa; to define and establish the corporate limits of said City, and to exclude certain territory from said City, preserving the lien for taxes and public improvements in favor of the City in the territory excluded; to grant to the said City the power to prevent abuses and discriminations by and regulating the rates of public utilities, to dispose of the Cocoa-Merritt Island Bridge to the State of Florida to the Brevard County, to levy sanitary taxes, license taxes and excise sales taxes, to make appropriations for governmental or municipal purposes and to levy taxes to pay the same and the priorities of the said appropriations; to authorize the separate payment of taxes levied for several purposes; to provide for the issuance of tax anticipation warrants, their repayment, liens and priorities; to provide for

the payment of special assessment liens and taxes and the mediums of payment, and the payment of taxes and special assessments with bonds, interest coupons and other evidences of debt, for the division of liens for special assessments for public improvements; to validate tax levies of the City of Cocoa; to grant certain additional powers to the City of Cocoa and to the City Council of the City of Cocoa; and for other purposes.

Also—

By Mr. Kanner, of Martin—
House Bill No. 587:

A bill to be entitled An Act to authorize the acceptance and exchange of bonds, interest coupons or other obligations of Martin County, Florida, and other taxing districts and municipalities situated within Martin County, Florida, at par in redemption of lands from tax sales and in payment in part, or in full, of other taxes due on same.

Proof of Publication attached to bill.

Also—

By Mr. Stone, of Gulf—
House Bill No. 605:

A bill to be entitled An Act to permit the taking and gathering of oysters from the public oyster bars or reefs in Gulf County, Florida, from April 15th, to September 30th, of each year and to permit the sale of same in said County.

Proof of Publication attached to bill.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,
Chief Clerk House of Representatives.

House Bill No. 569, contained in the above message, was read the first time by its title only and placed on the Calendar of Local Bills on second reading.

House Bill No. 587, contained in the above message, was read the first time by its title only.

Senator Raulerson moved that the rules be waived and House Bill No. 587 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 587 was read a second time by title only.

Senator Raulerson moved that the rules be further waived and House Bill No. 587 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 587 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the Bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

House Bill No. 605, contained in the above message, was read the first time by its title only.

Senator Shivers moved that the rules be waived and House Bill No. 605 be read a second time by title only.

Which was agreed to by a two-thirds vote.

And House Bill No. 605 was read a second time by title only.

Senator Shivers moved that the rules be further waived and House Bill No. 605 be read a third time in full and put upon its passage.

Which was agreed to by a two-thirds vote.

And House Bill No. 605 was read a third time in full.

Upon the passage of the bill the roll was called and the vote was:

Yeas—Mr. President; Senators Anderson, Andrews, Bass, Beacham, Black, Butler, Caro, Chowning, Clarke, Dell, English, Gary, Getzen, Gillis, Gomez, Harrison, Hilburn, Hodges, Holland, Larson, Lewis, Lundy, MacWilliams, Mann, Murphy, Parker, Parrish, Raulerson, Rose, Shelley, Shivers, Sikes, Stewart, Turner, Watson, Whitaker—37.

Nays—None.

So the bill passed, title as stated, and the action of the Senate was ordered certified to the House of Representatives.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Messrs. Wynn and Dixon of Jackson—

House Bill No. 525:

A bill to be entitled An Act authorizing and empowering the City of Graceville, Florida, to collect, foreclose, and enforce tax liens for delinquent taxes now due and past due to said city for the year 1931, or that may hereafter for any subsequent year or years, become due and delinquent, to said city with accrued interest, penalties and costs therefor, by bill in chancery, and providing the method of such proceedings and the costs thereof, and validating the assessment rolls of said city for the years 1931 and 1932 and extending the time for the payment of taxes or the taking up of tax sale certificates to the 30th day of September, A. D. 1933.

Also—

By Mr. Byington, of Volusia—

House Bill No. 553:

A bill to be entitled An Act abolishing the office of Chief of Police of the Town of Holly Hill, Volusia County, Florida, as created under Chapter 15246, laws of Florida, Acts of 1931.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,
Chief Clerk House of Representatives.

House Bills Nos. 525 and 553, contained in the above Message were read the first time by their titles only and placed on the Calendar of Local Bills on second reading.

Also—

The following message from the House of Representatives was received and read:

Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,

President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Messrs. Sandler, Kilgore and Worth, of Hillsborough—
House Bill No. 551:

A bill to be entitled An Act repealing Chapter 11962 of the Acts of 1927 of the Legislature of the State of Florida, providing for the offices of three Assistant County Solicitors as well as two stenographers for the County Solicitor of the Criminal Court of Record for Hillsborough County, Florida, and fixing their compensation.

Proof of publication attached to bill.

Also—

By Messrs. Hubbell and Ezell, of Manatee—

House Bill No. 539:

A bill to be entitled An Act amending the Charter of the City of Bradenton, Florida, same being Chapter No. 9692, Laws of Florida, Acts of 1923, as same existed at the time of its passage; said Chapter No. 9692 being entitled: "An Act to incorporate the City of Bradenton in Manatee County, Florida, and to provide for its government and prescribe its jurisdiction and powers, and to abolish the present corporation of the City of Bradenton, in Manatee County, Florida," by changing certain sections thereof and adding other sections, and repealing all laws and parts of laws in conflict herewith.

Also—

By Mr. Holly, of Seminole—

House Bill No. 536:

A bill to be entitled An Act to cancel State and County tax certificate No. 1175, dated August 1, 1932, and against that certain lot, piece or parcel of land, situate in Seminole County, Florida, and owned by the City of Sanford, Florida, and in this Act described, and to cancel all State and County taxes assessed against the above described land and premises sub-

sequent to the year 1931, and to exempt said land and premises from taxation beginning with the year 1933, and continuing until said City of Sanford, Florida, shall have sold and conveyed said land and premises.

Proof of publication attached to bill.

And respectfully requests the concurrence of the Senate therein.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 551, 539 and 536, contained in the above Message, were read the first time by their titles only and placed on the Calendar of Local Bills on second reading.

Also—

The following Message from the House of Representatives was received and read:

Tallahassee, Fla., April 25, 1933.

Hon. T. G. Futch,
President of the Senate.

Sir:

I am directed by the House of Representatives to inform the Senate that the House of Representatives has passed:

By Mr. Kelly, of Pinellas—

House Bill No. 494:

A bill to be entitled An Act to legalize and validate all proceedings in the matter of incorporating and organizing the Pinellas Park Drainage District in Pinellas County, State of Florida, and the election of the Board of Supervisors and the appointment of the officers of said Drainage District and the appraisal of rights-of-way and holding basins and the assessments made for the benefits derived from the construction of the improvements set out in the plan of reclamation against the lands comprehended within said Drainage District and the taxes assessed and levied against said lands; and the resolution adopted by the Board of Supervisors of said Drainage District for the issue and sale of one hundred thousand dollars (\$100,000.00) of bonds of said Drainage District, together with the form of bonds and the coupon thereto attached, and the bonds and coupons thereto attached, issued and sold under the said resolution, and such other obligations of said District as are now outstanding and unpaid, and to ratify, approve, validate and confirm all assessments for taxes and levy of special taxes in said District by the Supervisors thereof, and to ratify, approve, validate and confirm all sales of lands in Pinellas Park Drainage District, in the County of Pinellas, and State of Florida, by foreclosure proceedings for the col-

lection of delinquent drainage taxes in said District; and to ratify, validate, approve and confirm each and every Master's Deed issued for and on behalf of said District in said proceedings, together with all proceedings taken in connection with the issuance and sale thereof.

Proof of Publication attached to bill.

Also—

By Mr. Kelly, of Pinellas—

House Bill No. 493:

A bill to be entitled An Act to legalize and validate all proceedings in the matter of incorporating and organizing the Lake Largo-Cross Bayou Drainage District in Pinellas County, State of Florida, and the election of the Board of Supervisors and the appointment of the officers of said Drainage District and the appraisal of rights-of-way and holding basins and the assessments made for the benefits derived from the construction of the improvements set out in the plan of reclamation against the lands comprehended within said Drainage District and the taxes assessed and levied against said lands; and the resolution adopted by the Board of Supervisors of said Drainage District for the issue and sale of one hundred twenty thousand dollars (\$120,000.00) of bonds of said Drainage District, together with the form of bond and the coupon thereto attached, and the bonds and coupons thereto attached, issued and sold under the said resolution, and such other obligations of said District as are now outstanding and unpaid, and to ratify, approve, validate and confirm all assessments for taxes and levy of special taxes in said District by the Supervisors thereof, and to ratify, approve, validate and confirm all sales of lands in Lake Largo-Cross Bayou Drainage District, in the County of Pinellas and State of Florida, by foreclosure proceedings for the collection of delinquent drainage taxes in said District; and to ratify, validate, approve and confirm each and every Master's Deed issued for and on behalf of said District in said proceedings, together with all proceedings taken in connection with the issuance and sale thereof.

Proof of Publication attached to bill.

Very respectfully,

FRANK WEBB,

Chief Clerk House of Representatives.

House Bills Nos. 494 and 493, contained in the above Message, were read the first time by their titles only and placed on the Calendar of Local Bills on second reading.

Senator Shelley moved that the Senate do now adjourn.

Which was agreed to.

And the Senate stood adjourned at 12:59 o'clock P. M., until 10:30 o'clock A. M., Wednesday, April 26, 1933.